

United States District Court

EASTERN DISTRICT OF NORTH CAROLINA

WAUSAU UNDERWRITERS INSURANCE)
 COMPANY and EMPLOYERS INSURANCE)
 COMPANY OF WAUSAU f/k/a EMPLOYERS)
 INSURANCE OF WAUSAU (A MUTUAL)
 COMPANY),)

Plaintiffs,

v.

DM FARMS OF ROSE HILL, LLC, MURPHY)
 FAMILY VENTURES, LLC, PSM ASSOCIATES,)
 LLC, MURPHY FARMS, INC., and MURPHY-)
 BROWN, LLC,)

Defendants.

JUDGMENT IN A CIVIL CASE
CASE NO. 7:07-CV-208-F

_____ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the Defendants' Motion to Dismiss is ALLOWED and this action is DISMISSED without prejudice. Defendants' alternative request to stay this action is DENIED as MOOT.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **May 21, 2008**, AND A COPY MAILED VIA ELECTRONICALLY OR BY REGULAR MAIL TO:

Joseph W. Eason
 P.O. Box 30519
 Raleigh, NC 27622-0519

Henry Little Kitchin, Jr.
 P.O. Box 599
 Wilmington, NC 28402

Leslie C. Lane
 4140 Parklake Ave., Suite 200
 Raleigh, NC 27612

Jason Doughton Evans
 L.D. Simmons, II
 Stephen D. Allred
 P.O. Box 31247
 Charlotte, NC 28231-1247

May 21, 2008
 Date

DENNIS P. IAVARONE
 Clerk of Court

/s/ Susan K. Enyart

Wilmington, North Carolina

(By) Deputy Clerk